

FEB 26 '09

9-48 AM

SURFACE TRANSPORTATION BOARD



February 25, 2009

Ms. Anne K. Quinlan, Esq.
Surface Transportation Board
Office of Proceedings
395 E Street, SW
Washington, DC 20423-0001

Dear Ms. Quinlan:

Please find attached, one (1) copy of the Partial Release of Lien of Agreement dated February 25, 2009 between the following parties:

Lessee:	Gulf & Ohio Railways, Inc. 401 Henley Street Knoxville, TN 37902
Lessor:	The David J. Joseph Company 300 Pike Street Cincinnati, OH 45202

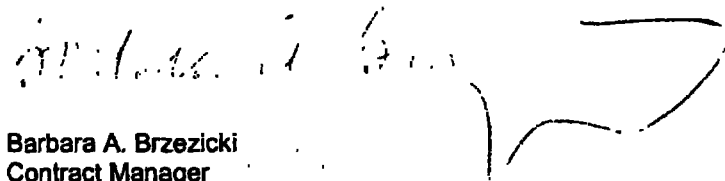
This filing is to appear in the index as follows: Partial Release of Lien of Agreement dated February 25, 2009 related to six (6) railcars bearing reporting marks TKEN 91, 96, 98, 99, 110 & 60919.

Please file this as a secondary document under Recordation Number 24823-B as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 24823 and 24823-A. The filing fee in the amount of \$41.00 can be charged to our account.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6082.

Sincerely,

THE DAVID J. JOSEPH COMPANY



Barbara A. Brzezicki
Contract Manager

Enclosures

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**PARTIAL RELEASE OF LIEN
OF
AGREEMENT**

SURFACE TRANSPORTATION BOARD

This Partial Release of Lien of Agreement (the "Release") releases the lien created by that certain Agreement dated as of January 29, 2004 (the "Agreement"), bearing Recordation No. 24823 and recorded on February 24, 2004 between The David J. Joseph Company, as Lessor ("Lessor") and Gulf & Ohio Railways, Inc., as Lessee ("Lessee"), with respect to six (6) railcars (hereinafter, the "Equipment").

WHEREAS, there has been a partial return of Equipment from the Lessee to the Lessor, and by such act, all interest of the Lessee, its successors and assigns, in the Equipment arising pursuant to the Agreement has been terminated on the Equipment bearing reporting marks: TKEN 91, 96, 98, 99, 110 & 60919 ("Returned Equipment").

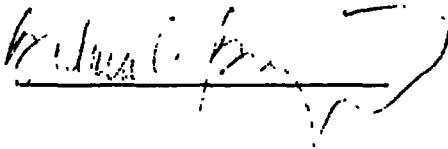
NOW, THEREFORE, in consideration of the premises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lessor submits the following:

1. Lessee has returned the Returned Equipment to Lessor.
2. All interest of the Lessee, its successors and assigns, in the Returned Equipment arising pursuant to the Agreement has been terminated.
3. The Lessor hereby releases any lien created by or arising out of the Agreement with regard to the Returned Equipment.
4. This Release shall be recorded with the Surface Transportation Board under Recordation No. 24823-B so as to record the partial release of the lien against the Returned Equipment constituted by the Agreement bearing reporting marks: TKEN 91, 96, 98, 99, 110 & 60919.


In witness whereof, the Lessor has caused this Release to be duly executed by its authorized officer as of the 25th day of February, 2009.

WITNESS:

THE DAVID J. JOSEPH COMPANY



By:




Name:

Kelly C. PoelleinTitle: Vice President Finance, Brokerage

STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

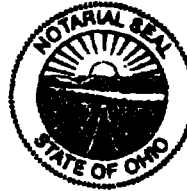
The foregoing instrument was acknowledged before me this 25th day of February, 2009, by Kelly C. Poellein, the Vice President Finance, Brokerage of The David J. Joseph Company, a Delaware corporation, on behalf of the corporation.



Notary Public

My Commission expires on:

2-28-11



BARBARA A. BRZEZICKI
Notary Public, State of Ohio
My Commission Expires 02-28-11